

From: <Michael_Jackson@blm.gov>
To: <Wayne_Wetzel@blm.gov>
Date: 6/19/2007 1:58 PM
Subject: Diversified Stone Products

CC: <Terry_Snyder@blm.gov>, <lynnkunzler@utah.gov>

For the case file UTU-71573:

Tony Aguiar last called me on June 8, 2007. He stated the IRS is holding up his proposed sale of partial interest in his business, Diversified Stone Products. However, he stated the potential purchaser needs funds that are currently controlled by the IRS. I discussed with Mr. Aguiar that BLM has been willing to grant extended time for him to reclaim the surface disturbance as he has stated that the sale in progress would give him the funds that he needs to reclaim the subject site. I stated that the Bureau would like to see some confirmation of a proposed sale that is in progress. I asked that he provide some documentation of the sale. I stated that any proprietary or confidential information could be deleted and that the Bureau would not release any information as to what company is the potential buyer. However, Mr. Aguiar would need to mark any such information as confidential. He stated that he would talk to his attorney and provide some type of documentation, even if a letter from his attorney. Mr. Aguiar promised a response shortly--a day or so. I also specifically told Mr. Aguiar twice that he should contact the Utah Division of Oil, Gas, and Mining (UDOGM), as the State is becoming concerned also about his progress with reclamation.

I have not had any further response from Mr. Aguiar as of today.

I spoke to Lynn Kunzler with UDOGM today. The State is ready to send an order requiring reclamation. Under the State order, Mr. Aguiar will also be required to pay past due fees and will be assessed a penalty for failure to reclaim, which will be about \$800 total. He will be allowed 30 days to reclaim. If the site is not reclaimed or an extension requested, then a penalty of \$750 per day can be assessed for 30 days. After that, the State can re-issue the order.

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